

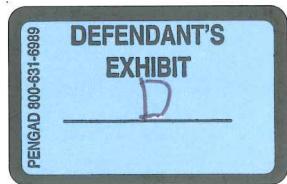
UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

GEROGE PROBY, JR.,)
Plaintiff,)
v.) No. 4:14-CV-1620 JAR
TERRY RUSSELL, et al.,)
Defendants.)

Affidavit of Frederick Nelson

I, Frederick Nelson, having been first duly sworn, state:

1. I am currently employed by the Missouri Department of Corrections as a sergeant, or "COII," at Eastern Reception, Diagnostic and Correctional Center ("ERDCC"), which is located at 2727 Highway K, Bonne Terre, Missouri 63628.
2. In October 2012, I was employed as a sergeant at ERDCC.
3. I remember interacting with George Proby in October 2012.
4. On October 17, 2012, I was near the mess hall when I noticed a disturbance near Corrections Officer Patricia Jones. I saw George Proby fighting with another offender. Officer Jones and I were the first to respond. Other staff responded later. As I was restraining the other offender, George Proby kicked the other offender and he kicked me in the head, causing me to

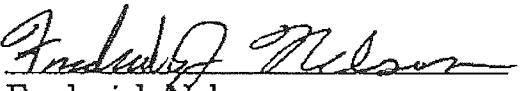


lose balance and slam my knee into the ground. I was injured and I later received occupational treatment.

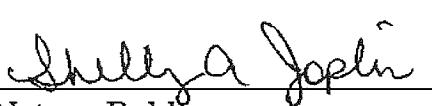
5. I did not fabricate or conspire with anyone else to fabricate documents involving George Proby.

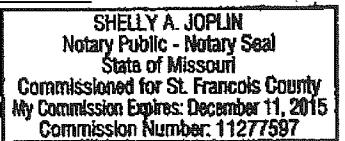
6. I did not conduct any of the investigations into George Proby's conduct from October 17, 2012. I did not assign him to administrative segregation or review his placement there.

STATE OF MISSOURI)
COUNTY OF St. Francois) SS


Frederick Nelson

Subscribed to and sworn before me this 22 day of October,
2015.


Notary Public



My commission expires: _____